

The People, Plaintiff and Respondent
v.
James Thomas Harness, Defendant and Appellant

In re James Thomas Harness on Habeas Corpus
Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Garcia*, S081934. (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

Appointment of counsel is deferred pending further order of the court.

Werdegarr, A.C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Chin, J.
Brown, J.

S095563 The People, Plaintiff and Respondent

1st Dist. v.

A089443 Gary Cecil, Defendant and Appellant

Div. 5 Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Garcia*, S081934 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

Appointment of counsel is deferred pending further order of the court.

Werdegar, A.C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Chin, J.

Brown, J.

S095801 Laura Tanaka, Plaintiff and Respondent

2nd Dist. v.

B140007 Wal-Mart Stores, Inc., Defendant and Appellant

Div. 6 Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Saelzler v. Advanced Group*, S085736 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

Werdegar, A.C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Chin, J.

Brown, J.

S095872 The People, Plaintiff and Respondent

3rd Dist. v.

C031302 Mark Barnum, Defendant and Appellant

Petition for review GRANTED.

The issues to be briefed and argued shall be limited to whether the trial court is required to advise a pro.per. defendant of the privilege against self-incrimination before allowing the defendant to take the stand and, if so, what is the proper standard of prejudice if the defendant testifies without being given the advice.

Werdegar, A.C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Chin, J.

S084057 Certain Underwriters at Lloyd's of London et al., Petitioners

2nd Dist. v.

B129909 Los Angeles County Superior Court, Respondent

Div. 3 Powerine Oil Company et al., Real Parties in Interest

Petition for rehearing DENIED.

Kennard, J., and Werdegar, J., are of the opinion the petition should be granted.

S094457 Norman Fitzgerald Turner, Petitioner

v.

Court of Appeal, Fourth Appellate District, Respondent

People, Real Party in Interest

Petition for writ of mandate DENIED.

S095932 Tulare County Health and Human Services Agency,

5th Dist. Human Services Branch, Child Welfare Services Division, Petitioner

F037466 v,

Court of Appeal, Fifth Appellate District, Respondent

Angela T. II et al., Real Parties in Interest

Application for stay and petition for writ of mandate/prohibition DENIED.

S095986 Fernander Thompson, Petitioner
 v.
 Court of Appeal First Appellate District, Respondent
 People, Real Party in Interest
 Petition for writ of mandate DENIED.

S096434 O'Dean M. Grant, Petitioner
 v.
 Court of Appeal Fifth Appellate District, Respondent
 People, Real Party in Interest
 Petition for writ of mandate/prohibition DENIED.

S096479 In re Russell Tinsley
 on
 Habeas Corpus
 Application for stay and petition for writ of habeas corpus
 DENIED.

1st Dist. People, Respondent
A087015 v.
Div. 5 Tai Choi, Appellant
S096062 Petition for review DENIED.

1st Dist. People, Respondent
A087017 v.
Div. 3 Jose Fuentes, Appellant
S095265 Petition for review DENIED.
 The request for an order directing publication of the opinion is
 denied.
 The request for judicial notice is denied.

1st Dist. People, Respondent
A087200 v.
Div. 3 Ricky Smith, Appellant
S095987 Petition for review DENIED.

1st Dist. People, Respondent
A088164 v.
Div. 4 Bambi Lynn Boyer, Appellant
S095937 Petition for review DENIED.

1st Dist. Thomas McCormick, et al., Appellants
A088300 v.
Div. 2 Travellers Insurance Company et al., Respondents
S095728 Petition for review DENIED.

1st Dist. People, Respondent
A088401 v.
A089397 Dawn Marie Judge, Appellant
Div. 2 -----
S095836 In re Dawn Marie Judge on Habeas Corpus
Petition for review DENIED.

1st Dist. People, Respondent
A088598 v.
Div. 5 John C. Thomas, Appellant
S096001 Petition for review DENIED.

1st Dist. People, Respondent
A088929 v.
Div. 5 Valenitaini Mataele, Appellant
S095732 Petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

1st Dist. Patrick J. Murphy, Appellant
A089398 v.
Div. 4 Bank of America NT&SA, Respondent
S095855 Petition for review DENIED.
Chin, J., did not participate.

1st Dist. Steven J. Landi, Respondent
A089588 v.
Div. 3 Police Commission of the City and County of San Francisco,
S095519 Appellant
Petition for review DENIED.

1st Dist. People, Respondent
A089612 v.
Div. 4 Kevin Shumake, Appellant
S095882 Petition for review DENIED.

1st Dist. A090286 Div. 5 S095576	People, Appellant v. Mohammad Ismail Niaz, Respondent Petition for review DENIED. Kennard, J., is of the opinion the petition should be granted.
1st Dist. A090878 Div. 3 S095951	People, Respondent v. Russell James Mannex, Appellant Petition for review DENIED.
1st Dist. A091056 Div. 4 S095970	In re Channa C., a Person Coming Under the Juvenile Court Law ----- People, Respondent v. Channa C., Appellant Petition for review DENIED.
1st Dist. A091359 Div. 2 S096578	Susan Au-Yang, Respondent v. Neil Barton, Appellant Application for stay and petition for review DENIED.
1st Dist. A093317 A093433 A093731 Div. 5 S094939	In re Tracy Guido on Habeas Corpus ----- In re Henry Edward Frank on Habeas Corpus ----- In re Ernesto W. Gonzales on Habeas Corpus Petitions for review DENIED.
1st Dist. A094111 Div. 2 S095998	Kuumba Johnson, Petitioner v. Alameda County Superior Court, Respondent People, Real Party in Interest Petition for review DENIED.
1st Dist. A094385 Div. 3 S096634	Pajaro Valley Community Health Trust, Respondent v. CHS/Community Health Systems Inc. et al., Appellants Application for stay and petition for review DENIED.

2nd Dist. Vittorio Kellum, Appellant
B126446 v.
Div. 7 Los Angeles County Employees Retirement Association,
S095558 Board of Retirement, Respondent;
Internal Services Department, County of Los Angeles,
Real Party in Interest
Petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

2nd Dist. People, Respondent
B130383 v.
Div. 3 Monte Tierre Russell, Appellant
S096002 Petition for review DENIED.

2nd Dist. People, Respondent
B135415 v.
Div. 4 Mark G. Laskodi, Appellant
S095091 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. County of Los Angeles, Appellant
B135776 v.
Div. 4 Saenz, as Director, etc., Appellant
S095759 Petition for review DENIED.

2nd Dist. People, Respondent
B135915 v.
Div. 6 Jose Delores Perez, Appellant
S096048 Petition for review DENIED.

2nd Dist. People, Respondent
B136320 v.
Div. 7 Ralph Aragon, Appellant
S095460 Petition for review DENIED.

2nd Dist. People, Respondent
B137019 v.
Div. 1 Keith Jamerson, Appellant
S095929 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. B137924 Div. 7 S096026	Mike A. Kovacs, Appellant v. Ralphs Grocery Company Incorporated, Respondent Petition for review DENIED.
2nd Dist. B138511 Div. 7 S096003	People, Respondent v. Sean D. Simms, Appellant Petition for review DENIED.
2nd Dist. B138662 Div. 6 S095486	People, Respondent v. Robert M. Mosley, Appellant Petition for review DENIED.
2nd Dist. B139023 Div. 6 S095094	Peter Daniel, Appellant v. California Department of Corrections, Respondent Petition for review DENIED. The request for judicial notice is denied. The request for an order directing publication of the opinion is denied.
2nd Dist. B139114 Div. 3 S095886	People, Respondent v. Steven Michael Pratch, Appellant Petition for review DENIED.
2nd Dist. B139615 Div. 6 S095926	People, Respondent v. Scott Hunter Olney, Appellant Petition for review DENIED.
2nd Dist. B139636 Div. 3 S095774	People, Respondent v. Ronald Kenneth Rowen, Appellant Petition for review DENIED.
2nd Dist. B139843 Div. 6 S095842	People, Respondent v. Raymond Collins St. Andrew, Appellant Petition for review DENIED.

2nd Dist. People, Respondent
B139845 v.
Div. 1 Travis Ray Hough, Appellant
S095796 Petition for review DENIED.

2nd Dist. In re April W., a Person Coming Under the Juvenile Court Law
B140389 -----
Div. 4 Los Angeles County Dept. of Children & Family Svcs., Respondent
S096166 v.
Sybil L., Appellant
Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B140423 v.
Div. 2 Kirk A. Rudan, Appellant
S096034 Petition for review DENIED.

2nd Dist. People, Respondent
B140436 v.
Div. 5 Harry R. Palmer, Appellant
S095651 Petition for review DENIED.

2nd Dist. People, Respondent
B140600 v.
Div. 7 Hector Diaz Gomez, Appellant
S096080 Petition for review DENIED.

2nd Dist. People, Respondent
B141258 v.
Div. 6 Carlos D. Johnson, Appellant
S096027 Petition for review DENIED.

2nd Dist. People, Respondent
B141736 v.
Div. 7 Bounthavy Yaek Yasa, Appellant
S095957 Petition for review DENIED.

2nd Dist. People, Respondent
B141974 v.
Div. 2 Stuart Ray, Appellant
S095467 Petition for review DENIED.

2nd Dist. B143219 Div. 7 S095997	People, Respondent v. Douglas Edward Dixon, Appellant Petition for review DENIED.
2nd Dist. B146372 Div. 5 S095940	In re Jaime M., a Person Coming Under the Juvenile Court Law ----- Los Angeles County Dept. of Children & Family Svcs., Petitioner v. Los Angeles County Superior Court, Respondent Jaime M., Real Party in Interest Petition for review DENIED.
2nd Dist. B146416 Div. 1 S096032	Furmeh Labow, Respondent v. Charles E. Davis, Appellant Petition for review DENIED. Mosk, J., and Kennard, J., are of the opinion the petition should be granted.
2nd Dist. B146488 Div. 1 S095133	Pilar Gonzales, et al., Petitioners v. Los Angeles County Superior Court, Respondent People, Real Party in Interest Petition for review DENIED.
2nd Dist. B146665 Div. 6 S095664	William Vittone, Petitioner v. Workers' Compensation Appeals Board, et al., Respondents Petition for review DENIED.
2nd Dist. B146724 Div. 2 S096053	Michael Belgrai, Respondent v. Charles Davis, et al., Appellants Petition for review DENIED.
2nd Dist. B147127 Div. 6 S095892	Barbara Haug, Petitioner v. Workers' Compensation Appeals Board, Sutter Davis Hospital, Respondents Petition for review DENIED.

2nd Dist. Al Allen, Petitioner
B147612 v.
Div. 3 Los Angeles County Superior Court, Respondent
S096029 Inglewood Unified School District, Real Party in Interest
Petition for review DENIED.

2nd Dist. In re Nathan Hall
B147803 on
Div. 3 Habeas Corpus
S095911 Petition for review denied (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Lessard* (1965) 62 Cal.2d 497, 503.)

2nd Dist. Beni Naghi, Petitioners
B147823 v.
Div. 5 Los Angeles County Superior Court, Respondent
S095789 Joan H. Cunningham, Real Parties in Interest
Petition for review DENIED.

2nd Dist. In re Donald Russel Hamilton
B147868 on
Div. 1 Habeas Corpus
S096005 Petition for review denied (*In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Miller* (1941) 17 Cal.2d 734, 735.)
George, C.J., did not participate.

2nd Dist. Alfredo Duffaut, Petitioner
B148104 v.
Div. 5 Los Angeles County Superior Court, Respondent
S096031 People, Real Party in Interest
Petition for review DENIED.

3rd Dist. People, Respondent
C031571 v.
S095961 Bernice Linda McCreedy, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C032131 v.
S095646 Eric Anthony Berg, Appellant
Petition for review DENIED.

3rd Dist. C032766 S095972	People, Respondent v. Janet Fagan, Appellant Petition for review DENIED.
3rd Dist. C032954 S096039	People, Respondent v. Raymundo Piedra-Almonte, Appellant Petition for review DENIED.
3rd Dist. C033913 S095843	J. Dale Debber, Respondent v. Victoria L. Kalman, Appellant Petition for review DENIED.
3rd Dist. C033937 S095894	Data Control Corporation, et al., Respondents v. M. Ann Schwartz, Appellant Petition for review DENIED.
3rd Dist. C034365 S095907	People, Respondent v. Ruben Esquivel Cortez, Appellant Petition for review DENIED.
3rd Dist. C035862 S095948	People, Respondent v. Eddie Ray Daniels, Appellant Petition for review DENIED.
3rd Dist. C037112 S094807	Natoma Unified School District, et al., Petitioners v. Workers' Compensation Appeals Board, et al., Respondents Petition for review DENIED.
3rd Dist. C037313 S095822	Sandi Kuhns, Petitioner v. Workers' Compensation Appeals Board, et al., Respondents Petition for review DENIED.

3rd Dist. C037566 S095834	People, Respondent v. Richard Brown, Appellant Petition for review DENIED.
4th Dist. D032440 D033146 Div. 1 S095252	People, Respondent v. Deaundre Louis Bowman et al., Appellants And Companion Case Petitions for review DENIED. Mosk, J., is of the opinion review should be granted.
4th Dist. D033680 Div. 1 S095991	People, Respondent v. Mario De La Torre, Appellant Petition for review DENIED.
4th Dist. D034034 Div. 1 S095945	People, Respondent v. Joseph James Anderson, Appellant Petition for review DENIED.
4th Dist. D035314 Div. 1 S095684	Marilyn Jane Rimmer, Respondent v. Nanette Galascione, et al., Appellants Petition for review DENIED.
4th Dist. D036432 Div. 1 S095939	Health Industries of America Incorporated, Respondent v. Andrea Collins Root, Appellant Petition for review DENIED.
4th Dist. D036589 Div. 1 S095549	Dennis Goehring, Petitioner v. Orange County Superior Court, Respondent Chapman University, et al., Real Parties in Interest Petition for review DENIED.

4th Dist. People, Respondent
D036514 v.
Div. 1 Sergio Bonilla Cisneros et al., Appellants
S095982 Petition for review DENIED.

4th Dist. In re Jamaal Robinson
D036942 on
Div. 1 Habeas Corpus
S095912 Petition for review DENIED.

4th Dist. Blake Michael Mostrong, Petitioner
D037366 v.
Div. 1 Imperial County Superior Court, Respondent
S095949 People, Real Party in Interest
Petition for review DENIED.

4th Dist. J. Michael Flanagan, Defendant and Appellant
E025583 v.
Div. 2 Honorine T. Flanagan, Defendant and Respondent
S095707 -----
Estate of John Dillon Flanagan, Deceased

J. Michael Flanagan, Petitioner and Appellant
v.
Honorine T. Flanagan, Contestant and Respondent
Petition for review DENIED.
The request for judicial notice is denied.

4th Dist. Timothy Curran McCord, Plaintiff qnd Appellant
E026154 v.
Div. 2 Farm Property Owners Association, Defendant and Respondent
S095628 Petition for review DENIED.

4th Dist. People, Respondent
E026466 v.
Div. 2 Clinton Campbell, Jr., Appellant
S096083 Petition for review DENIED.

4th Dist. E026580 Div. 2 S096038	People, Respondent v. Jesse Molina, Appellant Petition for review DENIED.
4th Dist. E028347 Div. 2 S095870	People, Respondent v. Enedino Hernandez, Appellant Petition for review DENIED.
4th Dist. E028650 Div. 2 S094897	Juanita Cullen-Austin, Petitioner v. Workers' Compensation Appeals Board, Department of Water & Power, et al, Respondents Petition for review DENIED.
4th Dist. G022969 Div. 3 S096007	People, Respondent v. Timothy Scott, Appellant Petition for review DENIED.
4th Dist. G024133 Div. 3 S096082	People, Respondent v. Brian Charles Faitala, Appellant Petition for review DENIED.
4th Dist. G026498 Div. 3 S095535	People, Respondent v. Jorge R. Garcia, Appellant Petition for review DENIED.
4th Dist. G028627 Div. 3 S096004	In re Courtney Lamarr Williams on Habeas Corpus Petition for review denied (<i>In re Miller</i> (1941) 17 Cal.2d 734, 735.)
5th Dist. F032179 S095105	Donovan Burt, a Minor, etc., Appellant v. County of Stanislaus, Respondent Petition for review DENIED.

5th Dist. People, Respondent
F032193 v.
S095432 Gregory Dickerson, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F032226 v.
S095776 Marco Anthony Lozano, Appellant
Petitions for review DENIED.

Mosk, J., and Kennard, J., are of the opinion review should be granted.

The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal, filed January 24, 2001, which appears at 86 Cal.App.4th 711. (Cal. Const., art. VI, section 14; rule 976, Cal. Rules of Court.)

5th Dist. People, Respondent
F032489 v.
F032415 Luann Jeanette Gilbert, Defendant and Appellant
F034355 -----
S095216 In re Timothy Kevin LeCompte on Habeas Corpus
Petitions for review DENIED.

5th Dist. People, Respondent
F033033 v.
S094903 Carl Arthur Taylor, Jr., Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F033371 v.
S096046 Jesse Hernandez, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F034425 v.
S096047 Sergio Venegas, Appellant
Petition for review DENIED.

5th Dist. F034779 S096122	People, Respondent v. Juan Edgar Mendoza, Appellant Petition for review DENIED.
5th Dist. F035083 S095853	In re Michael M., a Person Coming Under the Juvenile Court Law ----- People, Respondent v. Michael M., Appellant Petition for review DENIED.
6th Dist. H020055 S095916	People, Respondent v. Cuong Van Nguyen, Appellant Petition for review DENIED.
6th Dist. H021148 S095990	People, Respondent v. Miguel Torres, Appellant Petition for review DENIED.
6th Dist. H021574 S095996	In re Raul M., a Person Coming Under the Juvenile Court Law ----- People, Respondent v. Raul M., Appellant Petition for review DENIED.
6th Dist. H022041 S095988	People, Respondent v. Robert John Rivera, Appellant Petition for review DENIED.
2nd Dist. B137310 Div. 5 S096102	People, Respondent v. Kenneth Wayne Carlisle, Appellant The request for an order directing depublication of the opinion in the above-entitled appeal is denied.

2nd Dist. Anita R. Padgett, Appellant
B135083 v.
Div. 7 LVRG Incorporated, Respondent
S094720 The request for an order directing publication of the opinion in
the above-entitled appeal is denied.

3rd Dist. Larry P. Schapiro, Appellant
C026565 v.
S092278 Gene Bellisario, Respondent
The request for an order directing publication of the opinion in
the above-entitled appeal is denied.

3rd Dist. Dee Souza, Respondent
C032747 v.
S095666 Anthony I. Furr et al., Defendants
State Department of Corrections, Appellant
The request for an order directing publication of the opinion in
the above-entitled appeal is denied.

3rd Dist. Donald R. Eaton, Appellant
C033828 v.
S095414 City of Grass Valley, Respondent
The request for an order directing publication of the opinion in
the above-entitled appeal is denied.

3rd Dist. Lola Renda, Appellant
C034629 v.
S095735 Sacramento City Unified School District, Respondent
The request for an order directing publication of the opinion in
the above-entitled appeal is denied.

5th Dist. County of Stanislaus, Appellant
F031951 v.
S095575 Rick Edson, Respondent
The request for an order directing publication of the opinion in
the above-entitled appeal is denied.

S029550 People, Respondent

v.

Duane Holloway, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to and including June 22, 2001.

S093647 In re Jeffrey G. Jones

on

Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's reply to informal response to the petition for writ of habeas corpus is extended to and including June 15, 2001.

S094039 People, Respondent

v.

Robert Gene Sinohui, Appellant

Upon request of appellant for appointment of counsel, Appellate Defenders Inc. is hereby appointed to represent appellant on his appeal now pending in this court.

Appellant's brief on the merits shall be served and filed on or before thirty (30) days from the date of this order.

S018909 People, Respondent

v.

Robert Young, Appellant

The application of appellant for leave to file the appellant's opening brief in excess of the page limit is granted.

S055064 J. W. Harrott, Appellant

v.

County of Kings et al., Respondents

The filing of the supplemental letter brief submitted by the National Rifle Association on April 12, 2001, and filed on April 17, 2001, is hereby stricken pending further order of this court. The motion to file supplemental letter brief submitted by the National Rifle Association on April 12, 2001, remains pending before the court.

S088807 People, Respondent

v.

Jimmie Dale Otto, Appellant

Appellant's request for judicial notice, filed November 20, 2000, is granted.

S096841 Robert Rand, Petitioner

v.

Los Angeles County Superior Court, Respondent

People, Real Party in Interest

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition shall be denied.